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8 UNITED STATES DISTRICT COURT
9 WESTERN DISTRICT OF WASHINGTON
AT TACOMA

10 Leroy R Huls,

11 Petitioner,

12 v.

13 State of Washington,

14 Respondent.

CASE NO. 3:19-cv-05420-RBL-DWC

ORDER

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16 Petitioner Leroy R. Huls, who is proceeding *pro se*, filed a Petition for Writ of Habeas
17 Corpus pursuant to 28 U.S.C. § 2254. Dkt. 15. Before the Court is Petitioner's Motion to
18 Substitute Respondent (the "Motion"). Dkt. 16.

19 Petitioner seeks to substitute the State of Washington for Jeffrey Uttecht as the named
20 respondent. *See id.* The proper respondent to a habeas petition is the "person who has custody
21 over [the petitioner]." 28 U.S.C. § 2242; see also § 2243; *Brittingham v. United States*, 982 F.2d
22 378 (9th Cir. 1992); *Dunne v. Henman*, 875 F.2d 244, 249 (9th Cir. 1989). Petitioner is currently
23 confined at Coyote Ridge Corrections Center ("CRCC"). *See* Dkts. 15, 16. The Superintendent
24 of CRCC is Jeffrey Uttecht.

1 Accordingly, Petitioner's Motion is granted (Dkt. 16) and the Clerk of Court is directed
2 to substitute Jeffrey Uttecht as the Respondent in this action. The Clerk of Court is also directed
3 to update the case title.

4 Dated this 16th day of July, 2019.

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7 David W. Christel
8 United States Magistrate Judge
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